IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

MISC. CIVIL APPLICATION No 2118 of 1999

For Approval and Signature:

HON'BLE MR.JUSTICE P.B.MAJMUDAR

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1. Whether Reporters of Local Papers may be allowed to see the judgment? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

DHARA S.PARIKH

Versus

SATYAVRAT DWARKADAS PARIKH

Appearance:

MR YM THAKKAR for the Petitioner.
MR JT TRIVEDI for Respondent No. 1
MR BJ TRIVEDI for Respondent No. 1
MS DEVYANI N DAVE for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE P.B.MAJMUDAR

Date of decision: 08/03/2004

ORAL JUDGEMENT

The present Miscellaneous Civil Application is filed for transferring Hindu Marriage Petition No.310 of 1997 from Ahmedabad to Bhavnagar. The applicant is the

wife. It is pointed out by the respondent that Family Suit No.218 of 2000, which was pending at the relevant time at the Family Court at Ahmedabad, is already decided and that the petition of the husband is already allowed and decree for divorce is already passed by the trial court. A copy of the said judgment is kept on record. It is pointed out to this Court that, initially, the said petition was pending before the City Civil Court at Ahmedabad and at that time, it was numbered as H.M.P. No.310 of 1997, but, after transfer to the Family Court, it was remembered as Family Suit No.218 of 2000. In view of the aforesaid fact regarding passing of the divorce decree by the Family Court, now, there is no question of transferring the aforesaid matter to Bhavnagar Court. This MCA has become infructuous and the same is accordingly disposed of as having become infructuous. Rule is discharged with no order as to costs.

8th March, 2004 (P.B. Majmudar, J.)

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(apj)